IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
Plaintiff,	:	
v.	:	Civil Action No. 05-082
Charles E. Everett	:	
Defendant.	:	

TO: CLERK, U.S. DISTRICT COURT
District of Delaware

Please enter default and judgment by default, pursuant to Rule 55 (b)(1) of the Federal Rules of Civil Procedure, for failure to plead, or otherwise defend, in accordance with the attached declaration.

COLM F. CONNOLLY
United States Attorney

BY: [signature]

Patricia C. Hannigan
Assistant United States Attorney
Delaware Bar I.D. No. 2145
The Nemours Building
1007 Orange Street, Suite 700
P.O. Box 2046
Wilmington, DE 19899-2046
(302) 573-6277
Patricia.Hannigan@usdoj.gov

July 29, 2005

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
Plaintiff,	:	
v.	:	Civil Action No. 05-082
Charles E. Everett	:	
Defendant.	:	

DECLARATION IN SUPPORT OF DIRECTION FOR ENTRY OF DEFAULT

Cynthia Kemske, Paralegal Specialist in the Office of the United States Attorney for the District of Delaware, under penalty of perjury, declares that the following is true and correct:

1. That the defendant was served with a copy of the Complaint in the above case by personal service as shown by the return of service as of record.

2. That the defendant has failed to plead or otherwise defend.

3. That the defendant is not in the military service of the United States, nor is he an infant or incompetent person.

4. That the defendant is indebted to the United States in the amount of $12,078.48 as of October 13, 2004.

Cynthia G Kemske

Cynthia Kemske
Paralegal Specialist

Carolyn Robertson

Notary Public

CAROLYN ROBERTSON
NOTARY PUBLIC
STATE OF DELAWARE
My Commission Expires Jan. 2, 2008

Date: August 1, 2005

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,	:	
Plaintiff,	:	
v.	:	Civil Action No. 05-0082-KAJ
CHARLES E. EVERETT,	:	
Defendant.	:	

DEFAULT AND DEFAULT JUDGMENT

AND NOW, TO WIT, THIS _______ DAY OF __________, 2005, it appearing from the Declaration of Cynthia Kemske that the above named defendant has not answered or otherwise moved with respect to the Complaint, and the plaintiff having requested the entry of a default and a default judgment, it is:

ORDERED, in accordance with Rules 55(a) and 55(b) (2), Fed.R.Civ.P., that a default be and it hereby is entered against the defendant, and,

It further appearing from the complaint that the amount due the plaintiff from the defendant is the sum of $12,078.48 as of October 13, 2004, it is:

ORDERED that Judgment be entered in favor of the Plaintiff and against the defendant in the amount of $12,078.48 plus interest from October 13, 2004 to the date of Judgment, at the rate of 3.37% per annum, computed daily and compounded annually until paid in full, plus post-judgment interest calculated at the legal rate, plus pre-judgment costs and allowable costs to be awarded by the Clerk pursuant to Local Rule 54.1.

KENT A. JORDAN
Judge, United States District Court